

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

IN RE:	)	CHAPTER 11 PROCEEDING
	)	
VERLENER CORPORATION,	)	CASE NO. 09 B 38786
	)	
DEBTOR.	)	JUDGE BRUCE W. BLACK

**MOTION TO DISMISS CHAPTER 11 CASE**

NOW COMES WILLIAM T. NEARY, the United States Trustee for the Northern District of Illinois (U.S. Trustee), by his attorney, M. Gretchen Silver, and pursuant to §1112 of the Bankruptcy Code, 11 U.S.C. §§101 et seq. (Code), moves for entry of an order dismissing this case. In support thereof, the U.S. Trustee states:

1. This is a core proceeding concerning the administration of the estate pursuant to 28 U.S.C. §157(b)(2)(A) which this Court may hear and determine pursuant to Rule 2.33 and Local Rule 40.3.1 of the United States District Court for the Northern District of Illinois.

2. The Debtor commenced this case on October 16, 2009, by filing its voluntary petition for relief under Chapter 11 of the Code, and has remained in possession and control of its assets and continues to operate its business pursuant to §§1107 and 1108 as debtor-in-possession.

3. The Debtor is engaged in the business of owning one property, which is leased. The Debtor's sole source of income is rent from the property. Debtor has no other source of income and does not conduct any other business.

4. The Debtor has only one creditor, which is the secured lender on the property.

5. The creditor requested and was granted relief from the automatic stay on November 18, 2009. Therefore, there is no reasonable likelihood of reorganization in this case.

6. Based on the foregoing, the U.S. Trustee believes that due cause exists to dismiss this case, pursuant to §1112(b) of the Code.

7. The U.S. Trustee requests that in the required notice be limited to that given because the sole creditor has been granted relief and no further purpose is served by the continuation of this case.

**WHEREFORE**, the U.S. Trustee prays for an order dismissing this case, and for such other relief as this Court deems just.

RESPECTFULLY SUBMITTED:

WILLIAM T. NEARY  
UNITED STATES TRUSTEE

DATED: November 19, 2009

BY: /s/ M. Gretchen Silver  
M. Gretchen Silver  
OFFICE OF THE U.S. TRUSTEE  
219 S. Dearborn Street  
Room 873  
Chicago, Illinois 60604  
(312) 353-5054

UNITED STATES BANKRUPTCY COURT  
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DEBTOR.	)	JUDGE BRUCE W. BLACK

**NOTICE OF MOTION**

To: See Attached Service List

PLEASE TAKE NOTICE that on **Monday, November 30, 2009, at 9:30 a.m.**, I shall appear before Bruce W. Black, Bankruptcy Judge, in Courtroom 615, at the Dirksen Federal Courthouse, 219 South Dearborn, Chicago, Illinois, or before any other Bankruptcy Judge who may be sitting in his place and shall present a **MOTION TO DISMISS CHAPTER 11 CASE**, at which time you may, but need not appear. This hearing may be continued from time to time without further notice to you other than the announcement in open Court of the continued date, a copy of which is attached and served on you.

/s/ M. Gretchen Silver  
M. Gretchen Silver  
OFFICE OF THE U.S. TRUSTEE  
219 South Dearborn Street  
Room 873  
Chicago, Illinois 60604  
(312) 353-5054

**CERTIFICATE OF SERVICE**

I, M. Gretchen Silver, an attorney, state that pursuant to Local Rule 9013-3(D) the above **Notice of Motion** and **U.S. Trustee's Motion to Convert Or Dismiss Case** were filed on November 19, 2009, and served on all parties identified as Registrants on the service list below through the Court's Electronic Notice for Registrants and, as to all other parties on the service list below, I caused a copy to be sent via First Class Mail to the address(es) indicated on November 19, 2009.

/s/ M. Gretchen Silver

**Registrants Served Through the Court's Electronic Notice For Registrants:**

Ernesto D Borges: aferreria@bill-busters.com, BillBusters@BestClientInc.com

Francis J. Pendergast: fpendergast@crowleylamb.com, shurley@crowleylamb.com

**Parties Served via First Class Mail:**

District Counsel  
Internal Revenue Service  
200 West Adams/23rd Floor  
Chicago, IL 60604  
Attn: Asst. Dist. Counsel (Gen Lit.)

James Newbold, Esq.  
Office of the Attorney General  
Revenue Litigation Division  
100 West Randolph Street  
Chicago, IL 60601

District Director  
Post Office Box 745  
Chicago, IL 60690  
Attn: C:SPf:B/C:Edna Poe

Joel Nathan Esq.  
United States Attorney's Office  
Civil Division  
219 South Dearborn Street  
14th Floor  
Chicago, IL 60601

**See attached Mailing Matrix**

Label Matrix for local noticing  
0752-1  
Case 09-38786  
Northern District of Illinois  
Chicago  
Thu Nov 19 10:09:27 CST 2009

Bank Financial F.S.B.  
15W060 North Frontage Rd.  
Willowbrook, IL 60527-6928

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Unicorn Oil Corporation  
PO Box 495916  
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10115 S. Torrence Ave.  
Chicago, IL 60617-5360

End of Label Matrix  
Mailable recipients 10  
Bypassed recipients 0  
Total 10